

IN THE HIGH COURT OF SINDH AT KARACHI

Present: Omar Sial & Adnan Iqbal Chaudhry, JJ

Constitutional Petition No. D - 3317 of 2019

Petitioner : Allah Dino
through Mr. Abdul Khalil, Advocate

Respondents : Province of Sindh & another

Date of decision : 22.05.2019

ORDER

Omar Sial, J. The petitioner Allah Dino is an accused in crime number 46 of 2018 registered under sections 302, 147, 148, 149, 114, 506(2), and 504 P.P.C. at the Jhampir police station on 19-11-2018. Through this petition he has prayed that the investigation of the case be transferred from the current investigation officer to any other officer.

2. We have heard the learned counsel for the petitioner. No ground has been argued before us by the learned counsel apart from his submission that the petitioner is innocent and that a false case has been registered against him. The ground raised by the learned counsel without any allegation of malafide or ill intent on the part of the investigating officer does not convince us to interfere with the investigation. Further, the learned counsel candidly admitted that neither has he approached the Justice of Peace nor has he approached the complaint cells established by the police in each district too, inter alia, deal with the issues of which the petitioner complains.

3. In view of the fact that the petitioner has not exhausted the alternate remedies available to him before approaching this court in its writ jurisdiction, the petition along with the listed applications stand dismissed in limine. The petitioner is at liberty however to seek his remedy at the appropriate forum if so advised.

JUDGE

JUDGE